**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

TWD –LTR - East Godavari District - Revision Petition filed by Sri Tenali Venkat Rao S/o.Gopalam R/o. Nellipudi (V), Gangavaram (M), East Godavari District before the Government with regard to Acs.4.52 of land in R.S.No.1/3, 1/1C situated at Chinnagarlapadu (V) Gangavaram (M) East Godavari District against the orders of the Additional Agent to Government, Rampachodavaram, East Godavari District dated 17.09.2005 in CMA No.55/04 – Dismissed – Orders – Issued.

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**SOCIAL WELFARE (TW.LTR-2) DEPARTMENT**

**G.O.MS.No. 74** **Dated: 05-06-2018**
**Read the following:-**

1. Revision Petition filed by Sri Tenali Venkat Rao S/o.Gopalam R/o. Nellipudi (V), Gangavaram (M), East Godavari District Dated: 01.02.2007.
2. Govt.Memo.No.9328/LTR-2/2005-1, dated: 20.12.2005.
3. From the Additional Agent to Government & Project Officer, ITDA, Rampachodavaram, East Godavari District Ref.CMA/55/2004, dt.04.01.2013.
4. Govt.Lr.No.9328/LTR-2/2005, dated:19.03.2018.

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**ORDER**:

In the 1st read above, Sri Tenali Venkat Rao S/o.Gopalam R/o. Nellipudi (V), Gangavaram (M), East Godavari District has filed Revision Petition before the Government with regard to Acs.4.52 of land in R.S.No.1/3, 1/1C situated at Chinnagarlapdu (V) Gangavaram (M) East Godavari District against the orders of the Additional Agent to Government, Rampachodavaram, East Godavari District dated 17.09.2005 in CMA No.55/04.

2. In the reference 2nd read above, the District Collector, East Godavari District, Kakinada was requested to send parawise remarks on Revision Petition and connected original records to Government immediately so as to dispose of Revision Petition.

3. The Additional Agent to Government & Project Officer, ITDA, Rampachodavaram, East Godavari District has furnished parawise remarks and connected records vide reference 3rd read above.

4. In the reference 4th read above, the petitioners were called for the hearing along with the written arguments and record. The case has been heard on 07.04.2018. During the course of hearing of the case that the revision petitioner failed to advance his arguments and as the case is long pending case it is treated as heard and ordered for judgment on merits basing on the material available on record.

5. On verification of the documents and the grounds of revision and Parawise remarks as well as the other documents and material available on record that the contention of petitioner is that he has been in possession and enjoyment from the year 1957 and as such the regulations are no application as it has no retrospective effect. The Special Deputy Collector (TW) holding that the lands are classified as 'Gayalu' and the non tribal claimants are encroachers as such their possession and occupation is hit by the provisions of regulations and passed an order eviction of non tribal for restoring land to Government for onward assignment to eligible tribes and the same was confirmed by the Additional Agent to Government in the appeal.

Contd..

6. It is observed that as seen from the record that the revision petitioner is a non tribe is not entitled to continue in possession as he do not have any valid right and title and his possession is hit by the provisions of the regulations and the subject land is a Government land.

7. That taking consideration of the above and the material available on the record that it can be concluded that the lower authority and the appellant authority passed the order as per law which does not deserve any interference and accordingly the same were hereby upheld.

8. In view of the above, Government hereby dismisses the Revision Petition.

9. The Collector & District Magistrate, East Godavari District, Kakinada/Additional Agent to Government cum Project Officer, ITDA, Rampachodavaram, East Godavari District is requested to take necessary action in the matter accordingly and acknowledge the receipt of the case records which are returned herewith.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**S.S.RAWAT**
**PRINCIPAL SECRETARY TO GOVERNMENT(TW)**

To
The District Collector, East Godavari District, Kainada.
The Additional Agent to Government & Project Officer, ITDA, Rampachodavaram, East Godavari District (w.e)
The Special Deputy Collector (TW), Rampachodavaram, East Godavari District.
Sri Tenali Venkat Rao S/o.Gopalam R/o. Nellipudi (V), Gangavaram (M), East Godavari District
Copy to:
Sri Kola Satyaprasad, Advocate, Rampachodavaram, East Godavari District.
The P.S. to Hon'ble Minister (SWE & TWE)
The P.S. to Principal Secretary (TW)
Sf/Sc

**//FORWARDED:: BY ORDER //**

**SECTION OFFICER**